

**AUTHORIZING AND DIRECTING THE CHIEF PROCURMENT OFFICER, ON BEHALF OF THE CITY OF ATLANTA, TO SELL THREE CEMETERY LOTS TO HISTORIC OAKLAND FOUNDATION, INC. AND TO DEPOSIT ALL PROCEEDS THEREFROM INTO THE REVENUE CENTER FOR LAND SALES ACCOUNT NUMBER 1A01 491102 B00001, ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS; AND FOR OTHER PURPOSES.**

**WHEREAS, the City of Atlanta ("City") owns the Historic Oakland Cemetery ("Cemetery"), a final resting place for many notable Atlanta citizens; and**

**WHEREAS, Margaret Mitchell is one of the notable Atlanta citizens buried at the Cemetery; and**

**WHEREAS, Margaret Mitchell has only two surviving blood relatives, each of whom are heirs to the Margaret Mitchell Trust; and a third surviving relative by marriage; and**

**WHEREAS, the Historic Oakland Foundation, Inc. ("HOF") is a not-for-profit support arm of the Cemetery; and**

**WHEREAS, HOF is conducting a capital campaign to restore the Cemetery; and**

**WHEREAS, the Margaret Mitchell Trust is donating \$675,000 to HOF's capital campaign; and**

**WHEREAS, HOF would like to further honor Margaret Mitchell and express its appreciation to the Margaret Mitchell Trust by providing a Cemetery lot to each of Margaret Mitchell's surviving relatives, said lots to be located in the public spaces of the Cemetery; and**

**WHEREAS, HOF desires to purchase three Cemetery lots which will subsequently be awarded to Margaret Mitchell's three surviving relatives; and**

**WHEREAS, the minimum price for Cemetery lots is \$400 per lot; and**

**WHEREAS, Georgia law authorizes the governing body of any municipal corporation to sell lots from any municipal cemetery in the open market without advertisement and without bids (O.C.G.A. § 36-37-6(b)).**

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:**

**Section 1:** The Chief Procurement Officer, on behalf of the City of Atlanta, is hereby authorized and directed to sell three cemetery lots located in the public section of the Historic Oakland Cemetery to the Historic Oakland Foundation, Inc., pursuant to Section 36-37-6(b) of the Official Code of Georgia Annotated, for a combined and total cost of \$1,200, to be deposited into the General Fund's Revenue Center for Land Sales Account Number 1A01 491102 B00001.

**Section 2:** The Mayor, on behalf of the City, is authorized to execute any and all deeds or other documents that the Law Department deems to be necessary or advisable in order to carry into effect the intent of this ordinance.

**Section 3:** The City Attorney is hereby directed to prepare for execution by the Mayor, any and all deeds or other documents that the City Attorney deems necessary or advisable to carry into effect the intent of this ordinance.

**Section 4:** Said deeds or other documents shall not become binding upon the City, and the City shall incur neither obligation nor liability thereunder, until the same has been signed by the Mayor and delivered to HOF.